

AT RICHMOND, OCTOBER 10, 2007

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APPLICATION OF

APPALACHIAN POWER COMPANY

CASE NO. PUE-2007-00087

For a certificate of public convenience and
necessity for facilities in Montgomery County:
Tech Drive 138 kV Extension

ORDER FOR NOTICE

On September 17, 2007, Appalachian Power Company ("Appalachian" or "Company") filed with the State Corporation Commission ("Commission") its Application of Appalachian Power Company for Approval of Electrical Facilities under § 56-46.1 of the Code of Virginia and for Certification of Such Facilities under the Utility Facilities Act (hereinafter Application). Prepared testimony, exhibits, copies of correspondence, and other material were attached to the Application. Appalachian proposes to tap its existing Roanoke-Clayton 138 kV transmission line and construct a double-circuit 138 kV extension from the existing line to the Company's new Tech Drive Substation. The proposed 138 kV double-circuit extension would run for approximately 200 feet on new right-of-way with a width of approximately 100 feet within the Town of Christiansburg, Montgomery County. According to the Company, the growing electric load in the town and development of the Falling Branch Corporate Park require the new substation, which the proposed 138 kV extension would serve. (Application at 1-2; Application Ex. 14.) A description of the proposed route appears in Ordering Paragraph (8) of this Order, and a sketch map of the route may be found in Exhibit 19 attached to the Application.

As provided by § 62.1-44.15:21 D 2 of the Code of Virginia (hereinafter Code),¹ the Commission and the State Water Control Board must consult on wetland impacts prior to the siting of electric utility facilities that require a certificate of public convenience and necessity. Acting on behalf of the State Water Control Board, the Department of Environmental Quality must prepare a Wetland Impacts Consultation on this Application as required by the Code and Sections 2 and 3 of the Department of Environmental Quality-State Corporation Commission Memorandum of Agreement Regarding Consultation on Wetland Impacts (July 2003).² The Department of Environmental Quality has advised the Commission Staff that a Virginia Water protection permit is not necessary for this project. (Letter from David L. Davis, Department of Environmental Quality, of September 4, 2007, to Wayne N. Smith, State Corporation Commission, filed in Case No. PUE-2007-00087.)

The Commission finds that the Company's Application and attachments include the information necessary for the notice required by §§ 56-46.1 B and 56-265.2 of the Code and that the filing conforms to the State Corporation Commission Rules of Practice and Procedure (hereinafter SCC Rules of Practice) 5 VAC 5-20-10 *et seq.* The Commission further finds that, as required by § 62.1-44.15:21 D 2 of the Code, consultation on wetland impacts has been undertaken. Accordingly, we docket these applications and direct Appalachian to provide notice as required by statute.

¹ Previously codified as § 62.1-44.15:5 D 2 of the Code.

² Order Distributing Memorandum of Agreement of July 30, 2003, in In re: Receiving Comments on a Draft Memorandum of Agreement between the State Water Control Board and the State Corporation Commission, Case No. PUE-2003-00114 (available at <http://www.scc.virginia.gov/caseinfo.htm> and search Case No. PUE-2003-00114).

The Commission will accept comments on the Application, and we will consider requests for a hearing. We will also direct the Commission Staff to investigate the Application and to file a report.

Accordingly, IT IS ORDERED THAT:

(1) As provided by §§ 56-46.1, 56-265.2, and related provisions of Title 56 of the Code, this matter be docketed as Case No. PUE-2007-00087 and that all associated papers be filed therein.

(2) As provided by SCC Rules of Practice 5 VAC 5-20-80 C, *Public witnesses*, comments on the Application may be filed by December 21, 2007, by either of the following methods:

A. Comments may be submitted in writing to Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. Diskettes, compact disks, or any other form of electronic storage medium may not be filed with comments. All correspondence shall refer to Case No. PUE-2007-00087.

Or

B. Comments may be submitted electronically by following the instructions available at the Commission's website: <http://www.scc.virginia.gov/caseinfo.htm>.

(3) On or before December 21, 2007, any interested party, as defined in § 56-46.1 D of the Code, may file a written request for hearing with the Commission Clerk at the mailing address provided in Ordering Paragraph (2) A. Requests should refer to Case No. PUE-2007-00087 and should identify the issues for consideration at any hearing. The filing of requests for hearing by e-mail or facsimile is not authorized in this proceeding.

(4) On or before December 21, 2007, any person or entity may file with the Commission Clerk at the mailing address provided in Ordering Paragraph (2) A an original and fifteen (15) copies of a notice of participation as a respondent as required by SCC Rules of Practice 5 VAC 5-20-80 B, *Participation as a respondent*. A copy shall simultaneously be served on counsel to the Company, George J.A. Clemo, Esquire, Woods Rogers PLC, P.O. Box 14125, Roanoke, Virginia 24038-4125. The notice of participation shall be filed and served as required by SCC Rules of Practice 5 VAC 5-20-140, *Filing and service*, and 5 VAC 5-20-150, *Copies and format*. Any organization, corporation, or government entity participating as a respondent must be represented by counsel as required by SCC Rules of Practice 5 VAC 5-20-30, *Counsel*.

(5) As provided by SCC Rules of Practice 5 VAC 5-20-80 D, *Commission Staff*, the Staff shall participate in this proceeding and conduct an investigation of the Company's Application. On or before January 9, 2008, the Staff shall file with the Commission Clerk a report on its investigation, and the Clerk shall serve a copy on counsel to the Company and on any respondents.

(6) On or before January 23, 2008, the Company may file with the Commission Clerk an original and fifteen (15) copies of any comments on the Staff Report, comments from interested persons, and requests for a hearing.

(7) On or before October 29, 2007, the Company shall serve a copy of this Order on the chairman of the board of supervisors of Montgomery County and the mayor of the Town of Christiansburg. Service may be made by first-class mail or delivery to the customary place of business or residence of the person served.

(8) On or before December 1, 2007, the Company shall publish twice in two successive weeks the following notice and a copy of the sketch map of the proposed route, which appears in

Exhibit 19 attached to the Application, as display advertising (not classified) in a newspaper or newspapers of general circulation in Montgomery County.

NOTICE TO THE PUBLIC OF AN APPLICATION BY
APPALACHIAN POWER COMPANY FOR APPROVAL
OF A TRANSMISSION LINE IN THE
TOWN OF CHRISTIANSBURG
MONTGOMERY COUNTY

On September 17, 2007, Appalachian Power Company ("Appalachian" or "Company") filed with the State Corporation Commission ("Commission") its application for approval of electrical facilities under § 56-46.1 of the Code of Virginia and for certification under the Utility Facilities Act. Appalachian proposes to tap its existing Roanoke-Clayton 138 kV transmission line and construct a double-circuit 138 kV extension from the existing line to the Company's new Tech Drive Substation. The proposed 138 kV double-circuit extension would run for approximately 200 feet on new right-of-way with a width of approximately 100 feet within the Town of Christiansburg, Montgomery County.

A description of the proposed route for the transmission line follows:

The proposed project is located near Technology Drive on the western edge of the Falling Branch Corporate Park. It is bounded by Interstate 81 (near Exit 118A) to the north, the corporate park to the east and pasture land on the remaining sides.

A new 138,000 volt transmission line will begin at the existing Roanoke - Claytor 138 kV transmission line and run to the northwest approximately 200' to the new substation. The project will require one transmission line structure (steel pole) approximately 100' tall and will be located on a 100' wide right-of-way. The proposed substation fence dimensions will be approximately 200' x 200' in size.

All distances and directions are approximate. A sketch map of the proposed route accompanies this notice.

The Commission may consider and approve a route not significantly different from the route described in this notice without additional notice to the public.

The application, the Commission's orders, and all documents filed in Case No. PUE-2007-00087 may be inspected in the Commission's Document Control Center, Office of the Clerk, State Corporation Commission, c/o Document Control Center, First Floor, Tyler Building, 1300 East Main Street, Richmond, Virginia, during Commission business hours.

The application, the unofficial text of the Commission's orders, and other materials in Case No. PUE-2007-00087 may be viewed at the Commission website:
<http://www.scc.virginia.gov/caseinfo.htm>. A digital geographic information system (GIS) map, which shows the proposed facility, may be viewed on the Commission's website:
<http://www.scc.virginia.gov/division/pue/elec/transline.htm>

Copies of the application, Commission orders, and other materials may also be inspected during regular business hours at the following locations:

Christiansburg Library
125 Sheltnan Street
Christiansburg, VA

Office of the Town Manager,
Town of Christiansburg
100 East Main Street
Christiansburg, VA

Comments on the application may be filed by December 21, 2007, by either of the following methods:

Comments may be submitted in writing to Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. Diskettes, compact disks, or any other form of electronic storage medium may not be filed with comments. All correspondence shall refer to Case No. PUE-2007-00087.

Or

Comments may be submitted electronically by following the instructions available at the Commission's website:

<http://www.scc.virginia.gov/caseinfo.htm>. Persons commenting electronically need not file comments in writing with the Clerk.

On or before December 21, 2007, any interested party, as defined in § 56-46.1 D of the Code of Virginia, may file a request for a hearing with the Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. Requests should refer to Case No. PUE-2007-00087 and should identify the issues for consideration at any hearing. The filing of requests for hearing by e-mail or facsimile is not authorized in this proceeding.

Interested persons, organizations, corporations, and government entities may participate in this proceeding as respondents as provided by the SCC Rules of Practice and Procedure 5 VAC 20-10 *et. seq.* An organization, corporation, or government entity participating as a respondent must be represented by counsel as required by the SCC Rules of Practice and Procedure 5 VAC 5-20-30, *Counsel*. A notice of participation as a respondent must be filed with the Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118, by December 21, 2007, in conformity with SCC Rules of Practice and Procedure 5 VAC 5-20-80 B, *Participation as a respondent*, and the requirements set by the Commission Order for Notice entered in this proceeding. A copy shall simultaneously be served on counsel to the Company, George J.A. Clemo, Esquire, Woods Rogers PLC, P.O. Box 14125, Roanoke, Virginia 24038-4125.

The SCC Rules of Practice and Procedure, the unofficial version of the Commission's Order for Notice, and other information may be viewed at <http://www.scc.virginia.gov/caseinfo.htm>. An unofficial copy of the Commission's Order for Notice may be obtained from the Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118.

APPALACHIAN POWER COMPANY

(9) On or before December 1, 2007, the Company shall cause to be sent a copy of the notice and sketch map prescribed in Ordering Paragraph (8) above by first-class mail to all owners of property within the route of the proposed line, as indicted on the map or sketch of the route filed with the Commission, which requirement shall be satisfied by mailing the notice to

such persons at such addresses as are indicated in the land books maintained by the commissioner of revenue, director of finance, or treasurer of the county or municipality.

(10) On or before November 13, 2007, the Company shall file with the Commission Clerk a certificate of mailing of the notice as prescribed in Ordering Paragraph (7), which shall include the names and addresses of the persons served.

(11) On or before January 9, 2008, the Company shall file with the Commission Clerk proof of newspaper publication directed by Ordering Paragraph (8).

(12) On or before January 9, 2008, the Company shall file with the Commission Clerk a certificate of the mailing of the notice to owners of property prescribed by Ordering Paragraph (9). The certificate shall not include the names and addresses of the owners of property served, but the Company shall maintain a record of this information.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to:

George J.A. Clemo, Esquire, Woods Rogers PLC, Wachovia Tower, Suite 1400, 10 South Jefferson Street, P.O. Box 14125, Roanoke, Virginia 24038-4125; and to the Commission's Office of General Counsel and Division of Energy Regulation.